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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12  
13 v.  
14 MATTHEW WADE BEASLEY,  
15 Defendant.

Case No. 2:23-cr-00066-JAD-DJA

**STIPULATION TO CONTINUE  
TRIAL DATES**  
(Third Request)

16  
17 IT IS HEREBY STIPULATED AND AGREED, by and between Jason M. Frierson,  
18 United States Attorney, and Daniel Schiess, Assistant United States Attorney, counsel for the  
19 United States of America, and Rene L. Valladares, Federal Public Defender, and Benjamin F.  
20 J. Nemec, Assistant Federal Public Defender, counsel for Matthew Wade Beasley, that the  
21 calendar call currently scheduled for May 20, 2024, and the trial scheduled for June 4, 2024, be  
22 vacated and set to a date and time convenient to this Court, but no sooner than Two Hundred  
23 and Forty (240) days.

24 The Stipulation is entered into for the following reasons:

- 25 1. This is a complex case with nearly 150,000 pages of discovery identified so far.  
26 2. The parties need to redact this discovery so Mr. Beasley can review it and assist  
in his defense.

1           3.       The parties need additional time to accomplish this redaction. In addition, the  
2 defense needs time to review the discovery, research any possible pretrial issues, and litigate if  
3 necessary.

4           4.       The parties agree to the continuance.

5           5.       The additional time requested herein is not sought for purposes of delay, but  
6 merely to allow counsel for defendant sufficient time within which to be able to effectively  
7 review and complete investigation of the discovery materials provided.

8           6.       Additionally, denial of this request for continuance could result in a miscarriage  
9 of justice. The additional time requested by this Stipulation is excludable in computing the time  
10 within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United  
11 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
12 Section 3161(h)(7)(B)(i), (iv).

13           This is the third stipulation to continue filed herein.

14           DATED this 17th day of May, 2024.

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16       RENE L. VALLADARES  
17       Federal Public Defender

18       By /s/ Benjamin F. J. Nemec

19       BENJAMIN F. J. NEMEC  
20       Assistant Federal Public Defender

21       JASON M. FRIERSON  
22       United States Attorney

23       By /s/ Daniel Schiess

24       DANIEL SCHIESS  
25       Assistant United States Attorney  
26

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
MATTHEW WADE BEASLEY,  
  
Defendant.

Case No. 2:23-cr-00066-JAD-DJA-1

**FINDINGS OF FACT, CONCLUSIONS**  
**OF LAW AND ORDER**

**FINDINGS OF FACT**

Based on the pending Stipulation of counsel, and good cause appearing therefore, the Court finds that:

1. This is a complex case with nearly 150,000 pages of discovery identified so far.
2. The parties need to redact this discovery so Mr. Beasley can review it and assist in his defense.
3. The parties need additional time to accomplish this redaction. In addition, the defense needs time to review the discovery, research any possible pretrial issues, and litigate if necessary.
4. The parties agree to the continuance.
5. The additional time requested herein is not sought for purposes of delay, but merely to allow counsel for defendant sufficient time within which to be able to effectively review and complete investigation of the discovery materials provided.
6. Additionally, denial of this request for continuance could result in a miscarriage of justice. The additional time requested by this Stipulation is excludable in computing the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18, United

1 States Code, Section 3161(h)(7)(A), considering the factors under Title 18, United States Code,  
2 Section 3161(h)(7)(B)(i), (iv).

3 **CONCLUSIONS OF LAW**

4 The ends of justice served by granting said continuance outweigh the best interest of the  
5 public and the defendant in a speedy trial, since the failure to grant said continuance would be  
6 likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the  
7 opportunity within which to be able to effectively and thoroughly prepare for trial, taking into  
8 account the exercise of due diligence.

9 The continuance sought herein is excludable under the Speedy Trial Act, Title 18,  
10 United States Code, Section § 3161 (h)(7)(A), when the considering the factors under Title 18,  
11 United States Code, § 3161(h)(7)(B)(i), (iv).

12 **ORDER**

13 IT IS THEREFORE ORDERED that trial briefs, proposed voir dire questions, proposed  
14 jury instructions, and a list of the Government's prospective witnesses must be electronically  
15 submitted to the Court by the \_\_\_\_ day of \_\_\_\_\_, 2024.

16 IT IS FURTHER ORDERED that the calendar call currently scheduled for May 20,  
17 2024, at the hour of 1:30 p.m., be vacated and continued to \_\_\_\_\_ at the hour of  
18 \_\_\_\_:\_\_\_\_.m.; and the trial currently scheduled for June 4, 2024, at the hour of 9:00 a.m., be  
19 vacated and continued to \_\_\_\_\_ at the hour of \_\_\_\_:\_\_\_\_.m.

20 DATED this \_\_\_\_ day of May, 2024.

21 \_\_\_\_\_  
22 UNITED STATES DISTRICT JUDGE  
23  
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25  
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